

Message Text

CONFIDENTIAL

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-01 INR-07
L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15
USIA-06 ACDA-07 TRSE-00 IO-13 OMB-01 /079 W
-----022486 011230Z /44

O R 011058Z JUL 77
FM USMISSION USBERLIN
TO AMEMBASSY BONN IMMEDIATE
INFO SECSTATE WASHDC 4852
AMEMBASSY BERLIN UNN
AMEMBASSY BRUSSELS
AMEMBASSY LONDON
AMEMBASSY MOSCOW
AMEMBASSY PARIS
USMISSION NATO

C O N F I D E N T I A L SECTION 1 OF 2 USBERLIN 1757

USEEC

DEPT FOR EUR/CE

E O 11652: GDS
TAGS: PGOV EEC WB GW US UK FR
SUBJ: BERLIN AND DIRECT ELECTIONS TO THE EUROPEAN PARLIAMENT

REFS: A) BONN 10799; B) BONN 10675; C) USBER 1310 (NOTAL)

1. SUMMARY: LEGAL COMMITTEE HAS DRAFTED A TEXT OF A
BK/O EXTENDING TO BERLIN THE EC DECISION AND ACT ON DIRECT ELEC-
TIONS TO THE EUROPEAN PARLIAMENT. BK/O WOULD EXTEND DECISION AND
ACT SUBJECT ALLIED RESERVATIONS. GIVEN BONN INTEREST
IN MATTER, TEXT OF BK/O IS BEING REFERRED TO BONN GROUP
FOR REVIEW. ACTION REQUESTED: BONN GROUP CONCURRENCE IN
TEXT. END SUMMARY.

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2. IN REFTELS, A AND B, AMEMBASSY BONN CORRECTLY
CAPSULED BERLIN MISSIONS' REASONS FOR ISSUING BK/L
(77)13 WHICH POSTPONED ACTION ON EC DECISION AND ACT.
FRG ACTION SEPARATING LEGISLATION ON DECISION AND ACT
FROM RELATED IMPLEMENTING LEGISLATION IS NEW FACTOR
WHICH MISSION READILY AGREED CALLS FOR IMMEDIATE
ALLIED KOMMANDATURA ACTION ON DECISION AND ACT

EXTENSION TO BERLIN.

3. TEXT OF PROPOSED BK/O FOLLOWS:

BEGIN TEXT: "SUBJECT: DIRECT ELECTIONS TO THE EUROPEAN PARLIAMENT

1. THE ALLIED KOMMANDATURA APPROVES TO THE EXTENT COMPATIBLE WITH ALLIED RIGHTS AND RESPONSIBILITIES THE EXTENSION TO BERLIN OF THE DECISION AND ACT OF THE COUNCIL OF THE EUROPEAN COMMUNITIES CONCERNING THE ELECTION OF THE REPRESENTATIVES OF THE ASSEMBLY BY DIRECT UNIVERSAL SUFFRAGE ON THE UNDERSTANDING THAT THE BERLIN HOUSE OF REPRESENTATIVES WILL SELECT THE REPRESENTATIVES FOR THOSE SEATS WHICH FALL TO BERLIN WITHIN THE QUOTA FOR THE FEDERAL REPUBLIC OF GERMANY.

2. EXTENSION OF THE DECISION AND ACT TO BERLIN DOES NOT IMPLY THAT ALLIED LEGISLATION HAS BEEN REPEALED OR MODIFIED IN ANY WAY.

3. THIS ORDER WILL BE TRANSMITTED...(CUSTOMARY CLOSING). END TEXT.

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USIA-06 ACDA-07 TRSE-00 IO-13 OMB-01 /079 W
-----022789 011229Z /44

O R 011058Z JUL 77
FM USMISSION USBERLIN
TO AMEMBASSY BONN IMMEDIATE
INFO SECSTATE WASHDC 4853
AMEMBASSY BERLIN UNN
AMEMBASSY BRUSSELS
AMEMBASSY LONDON
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AMEMBASSY PARIS
USMISSION NATO

C O N F I D E N T I A L SECTION 2 OF 2 USBERLIN 1757

USEEC

DEPT FOR EUR/CE

4. UKBER LEGAL ADVISER ALSO PUT FORWARD A DRAFT OF A BK/L ON THIS SUBJECT TO BE ISSUED AT SAME TIME AS BK/O. FRENCH AND USBER LEGAL ADVISERS DID NOT FAVOR TEXT AND DID NOT CONSIDER IT NECESSARY TO ISSUE BK/L AT THIS TIME. UKBER LEGAL ADVISER SAID HE WOULD REPORT TEXT TO BONN AND THAT UK BONN REP MIGHT RAISE TEXT IN BONN GROUP. IMPACT OF BK/L IS TO RESERVE ALLIED POSITION WITH RESPECT TO THE POSSIBLE ASSUMPTION BY THE EUROPEAN PARLIAMENT OF LEGISLATIVE OR GENERALLY INCREASED POWERS. FRENCH AND USBER LEGAL ADVISERS CONSIDERED ISSUE PREMATURE, AND THAT THE GENERAL TERMS OF THE BK/L REFLECTED ITS PREMATURITY. THEY ALSO CONSIDERED THAT IF A PURPOSE OF SUCH A STATEMENT WAS TO PREEMPT A SOVIET PROTEST, IT WOULD NOT CONFIDENTIAL

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SUCCEED SINCE BK/L'S ARE NOT MADE PUBLIC. ON THE OTHER HAND IF THE TEXT WERE INTENDED TO INDICATE A RESERVATION OF ALLIED RIGHTS AND RESPONSIBILITIES VIS-A-VIS THE SENAT, THE FRG AND EC, THE BK/O APPEARS SUFFICIENT.

5. TEXT OF UKBER PROPOSED BK/L FOLLOWS: BEGIN TEXT
"SUBJECT: DIRECT ELECTIONS TO THE EUROPEAN PARLIAMENT
TO: THE GOVERNING MAYOR, BERLIN
THE ALLIED KOMMANDATURA HAS TODAY ISSUED AN ORDER APPROVING THE EXTENSION TO BERLIN OF THE DECISION AND ACT OF THE COUNCIL OF THE EUROPEAN COMMUNITIES CONCERNING THE ELECTION OF THE REPRESENTATIVES OF THE ASSEMBLY BY DIRECT UNIVERAL SUFFRAGE. SUCH APPROVAL IS EXPRESSED TO BE SUBJECT TO CERTAIN UNDERSTANDINGS AND IS GIVEN TO THE EXTENT COMPATIBLE WITH ALLIED RIGHTS AND RESPONSIBILITIES. IN THIS CONNECTION THE ALLIED KOMMANDATURA WISH TO POINT OUT THAT IF AT SOME TIME IN THE FUTURE THE NEW DIRECTLY ELECTED EUROPEAN PARLIAMENT WERE TO ACQUIRE INCREASED POWERS, AND PARTICULARLY OF A LEGISLATIVE CHARACTER, (RESTRICTIONS MIGHT HAVE TO BE IMPOSED ON THE VOTING RIGHTS OF THE BERLIN MEMBERS OF THE PARLIAMENT AND A NEW PROCEDURE ESTABLISHED FOR THE APPLICATION TO BERLIN OF LAWS ENACTED BY THE PARLIAMENT) OR (FURTHER MEASURES MAY HAVE TO BE TAKEN BY THE ALLIED KOMMANDATURA). END TEXT.GEORGE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, ELECTIONS, COMMITTEES
Control Number: n/a
Copy: SINGLE
Sent Date: 01-Jul-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977USBERL01757
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770235-0493
Format: TEL
From: USBERLIN USEEC
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770796/aaaadflh.tel
Line Count: 163
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 83e1f071-c288-dd11-92da-001cc4696bcc
Office: ACTION EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 77 BONN 10799, 77 BONN 10675, 77 USBERLIN 1310
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 02-Feb-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1978331
Secure: OPEN
Status: NATIVE
Subject: BERLIN AND DIRECT ELECTIONS TO THE EUROPEAN PARLIAMENT
TAGS: PGOV, WB, GE, US, UK, FR, EEC
To: BONN
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/83e1f071-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
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